

TRANSPORTATION DEPARTMENT[761]

Notice of Intended Action

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code sections 307.10 and 307.12, the Department of Transportation hereby gives Notice of Intended Action to amend Chapter 164, "Traffic Safety Improvement Program," Iowa Administrative Code.

The DOT is proposing a change to the application deadline. The users of the traffic safety improvement program have requested that the application deadline be moved up to June 15 so approvals can be made in December, which will allow time to develop projects for the following construction season.

This rule does not provide for waivers. Any person who believes that the person's circumstances meet the statutory criteria for a waiver may petition the Department for a waiver under 761—Chapter 11.

Any person or agency may submit written comments concerning this proposed amendment or may submit a written request to make an oral presentation. The comments or request shall:

1. Include the name, address, and telephone number of the person or agency authoring the comments or request.
2. Reference the number and title of the proposed rule, as given in this Notice, that is the subject of the comments or request.
3. Indicate the general content of a requested oral presentation.
4. Be addressed to the Department of Transportation, Office of Policy and Legislative Services, 800 Lincoln Way, Ames, Iowa 50010; fax (515)239-1639; Internet E-mail address: tracy.george@dot.iowa.gov.
5. Be received by the Office of Policy and Legislative Services no later than February 3, 2009.

A meeting to hear requested oral presentations is scheduled for Thursday, February 5, 2009, at 10 a.m. at the Administration Building, South Conference Room, Department of Transportation, 800 Lincoln Way, Ames, Iowa. The meeting will be canceled without further notice if no oral presentation is requested.

This amendment is intended to implement Iowa Code chapter 312.

Proposed rule-making action:

Amend paragraph **164.9(1)"b"** as follows:

- b.* All complete applications received before ~~August 15~~ June 15 of each year shall be evaluated for funding.

